

HONORABLE RICARDO S. MARTINEZ

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

CHANDLER HOMES, L.L.C., a Washington  
limited liability company,

Plaintiff,

v.

TOLL BROS., INC., a Pennsylvania company,

Defendant.

Case No. 2:21-cv-00382-RSM

STIPULATED AMENDED CASE  
SCHEDULING ORDER

NOTE ON MOTION CALENDAR:  
AUGUST 12, 2022

Plaintiff Chandler Homes, L.L.C. and Defendant Toll Bros., Inc. stipulate to an approximately four-month extension of the October 17, 2022 trial date and related deadlines.

The parties' cross-motions for summary judgment are pending and were fully briefed on December 10, 2021. (ECF Nos. 16, 23, 26, 29.) A non-jury trial of two to three days is set for October 17, 2022. (ECF No. 32.)

The parties conferred, and after considering existing conflicts, jointly ask the Court and stipulate to an approximately four-month extension of the trial date and related deadlines to provide time between the Court's determination of the pending motions for summary judgment and the trial. The parties agree that the scope of trial (if any) might be informed by the result of the motions for summary judgment, and wish to defer trial preparation prior to a

ruling on the motions. The parties respectfully request that the Court enter an amended scheduling order with the following dates (subject, of course, to the Court's availability):

<b>BENCH TRIAL DATE</b>	<b>February 21, 2023</b>
Length of trial	2-3 days
Mediation per LCR 39.1(c)(3), if requested by the parties, held no later than	January 9, 2023
All motions in limine must be filed by and noted on the motion calendar no later than the THIRD Friday thereafter	January 23, 2023
Agreed pretrial order due	February 6, 2023
Pretrial conference to be scheduled by the Court	
Trial briefs and proposed findings of fact and conclusions of law, designation of deposition testimony pursuant to LCR 32(e), and trial exhibits due	February 13, 2023

IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

DATED: August 12, 2022

By /s/ Brittany J. Faulkner  
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Attorneys for Plaintiff Chandler Homes,  
 L.L.C.

STIPULATED AMENDED CASE  
 SCHEDULING ORDER - 2  
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1 DATED: August 12, 2022

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Attorneys for Defendant Toll Bros., Inc.

11 PURSUANT TO STIPULATION, IT IS SO ORDERED

13 DATED this 16<sup>th</sup> day of August, 2022.

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17 RICARDO S. MARTINEZ  
18 CHIEF UNITED STATES DISTRICT JUDGE